IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10152 OF 2004

Nivarutti Rama Dhebe
since deceased by L.R.
Shri.Govind Nivrutti Dhebe & Ors. ..Petitioners.

Vs.

Vithal Balu Debhe & Ors. ..Respondents.

....

Mr.S.S.Patwardhan for the Petitioners.

Mr.R.S.Ghadge for Respondent Nos.1 to 5.

...

CORAM : DR.D.Y.CHANDRACHUD, J.

15th April, 2005.

P.C. :

No case for interference under Article 227 has been made out against the purely interlocutory finding by the Court below. It has been found, for the purposes of the application for interim relief, prima facie, that the Defendants are in joint possession with the Plaintiffs and that an injunction cannot be issued against a co-sharer. The Petition is dismissed.